

2005 DRAFTING REQUEST

Bill

Received: **01/06/2005**

Received By: **pkahler**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget 6-8219**

By/Representing: **Fath**

This file may be shown to any legislator: **NO**

Drafter: **pkahler**

May Contact:

Addl. Drafters:

Subject: **Public Assistance - Wis works**

Extra Copies:

Submit via email: **NO**

Pre Topic:

DOA:.....Fath, BB0370 -

Topic:

Appropriation for child support transfers

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	pkahler 01/07/2005	csicilia 01/07/2005		_____			
/1			rschluet 01/10/2005	_____	lemery 01/10/2005		
/2	pkahler 01/17/2005	csicilia 01/17/2005	pgreensl 01/18/2005	_____	sbasford 01/18/2005		
/3	pkahler 01/25/2005	csicilia 01/25/2005	rschluet 01/26/2005	_____	mbarman 01/26/2005		

FE Sent For:

<END>

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<END>

13 9³ 1/25
65

26 5

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/?	pkahler 01/07/2005	csicilia 01/07/2005					
/1			rschluet 01/10/2005		lemery 01/10/2005		

Handwritten notes in Drafting History table:

- Under /? Drafted: 1/2 g's
- Under /? Reviewed: 1/17
- Under /1 Typed: 1/18
- Under /1 Submitted: 1/18
- Under /1 Submitted: ps/cl
- Under /1 Submitted: 05
- Under /1 Submitted: ps

FE Sent For:

<END>

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/?	pkahler	1 gjs 1/7					
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FE Sent For:

<END>

2005-07

2003-05 Budget Bill Statutory Language Drafting Request

- Topic: Appropriation for Child Support Transfers
- Tracking Code: BB-0370
- SBO team: Education
- SBO analyst: Erin Fath
 - Phone: 266-8219
 - Email: erin.fath@doa.state.wi.us
- Agency acronym: DWD
- Agency number: 445

Date: January 5, 2005
To: Steve Miller
From: Erin Fath
Subject: Statutory Language Request

Appropriation for Child Support Transfers

The intent of this change is to permit DWD to use the revenues received in the appropriation under s. 20.445 (3)(k), child support transfers, for child support state operations expenses (i.e., salary/fringe benefit costs of staff, costs of maintaining systems, supplies/services, mailings, etc.)

I am not sure if the existing language permits DWD to use these revenues for state child support operations expenses. If you believe it does, no change is necessary; if not, please modify the language as needed.

Please make this change effective with the passage of the budget bill.

If you have any questions, please call me at 6-8219, or send me an email at erin.fath@doa.state.wi.us.

Thank you.



State of Wisconsin
2005 - 2006 LEGISLATURE

LRB-1523/1

PJK:.....

1/10 or 1/11

cjs

DOA:.....Fath, BB0370 - Appropriation for child support transfers

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

D-vote

do not
gen cat

moneys from

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

OTHER HEALTH AND HUMAN SERVICES

Under current law, general program operations for the program under which child support obligations are established, modified, and enforced may be paid from various appropriation accounts, including appropriation accounts containing federal moneys, general purpose revenue, and fees. This bill adds another appropriation account from which general program operations of the state's child support program may be paid: an appropriation account containing moneys transferred from the support collections trust fund, which contains child support paid by persons with child support obligations, delinquent child support collections, moneys received from DOR that were withheld from state income tax refunds owed to persons with delinquent child support obligations, and moneys received under judgments and orders in actions affecting the family.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

2 SECTION 1. 20.445 (3) (k) of the statutes is amended to read:

20.445 (3) (k) *Child support transfers.* All moneys transferred from the appropriation account under par. (r), to be expended under the Wisconsin ~~works~~ Works program under subch. III of ch. 49 ~~and~~, to be distributed as child support incentive payments as provided in s. 49.24, for administering the program under s. 49.22 and all other purposes specified in s. 49.22, and for the support of dependent children in accordance with applicable federal and state statutes, federal regulations, and state rules.

History: 1971 c. 125 ss. 156, 522 (1); 1971 c. 211, 215; 1971 c. 228 s. 44; 1971 c. 259; 1973 c. 90, 180, 243, 333; 1975 c. 39, 147, 224, 274, 344; 1975 c. 404 ss. 3, 10 (1); 1975 c. 405 ss. 3, 11 (1); 1977 c. 29, 48, 203, 418; 1979 c. 34 ss. 512 to 522, 2102 (25) (a); 1979 c. 189, 221, 309; 1979 c. 329 s. 25 (1); 1979 c. 350 ss. 3, 27 (6); 1979 c. 353, 355; 1981 c. 20, 36, 92, 93, 317, 325, 364; 1983 a. 8; 1983 a. 27 ss. 411 to 422; 1983 a. 98 ss. 1, 31; 1983 a. 192, 384, 388, 410; 1985 a. 17, 29, 153, 313, 332; 1987 a. 27; 1987 a. 38 ss. 2 to 4, 136; 1987 a. 399, 403; 1989 a. 31, 44, 64, 77, 254, 284, 359; 1991 a. 39 ss. 372c, 545r, 545t, 545v, 547, 548, 548c, 548m, 549, 549b, 549c, 549p; 1991 a. 85, 89, 269, 315; 1993 a. 16, 126, 243, 437, 491; 1995 a. 27 ss. 772mm, 772mm, 776p to 778b, 778l, 778r, 778v, 778z to 780m, 781m to 782p, 782u, 841, 842, 849, 850, 854, 855, 858c, 873 to 876, 878, 880, 890 to 896, 962 to 1014c, 9126 (19); 19130 (4); 1995 a. 113 s. 2; 1995 a. 117, 201, 216, 225, 289; 1995 a. 404 ss. 4, 6 to 8, 10 to 17; 1997 a. 3; 1997 a. 27 ss. 610 to 642m, 722; 1997 a. 35, 38, 39, 105, 112, 191, 235, 236, 237, 252; 1999 a. 9 ss. 270, 458 to 478; 1999 a. 15, 32; 2001 a. 16, 35, 43, 104, 109; 2003 a. 33, 197.

(END)

D-note

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1523/7dn
PJK:.....

cjs

Erin:

I've added what, I believe, is the generic language for child support operations costs.
Let me know if you had something else in mind.

Pamela J. Kahler
Senior Legislative Attorney
Phone: (608) 266-2682
E-mail: pam.kahler@legis.state.wi.us

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1523/1dn
PJK:cjs:rs

January 10, 2005

Erin:

I've added what, I believe, is the generic language for child support operations costs.
Let me know if you had something else in mind.

Pamela J. Kahler
Senior Legislative Attorney
Phone: (608) 266-2682
E-mail: pam.kahler@legis.state.wi.us

Kahler, Pam

From: Fath, Erin
Sent: Saturday, January 15, 2005 12:15 PM
To: Kahler, Pam
Subject: FW: LRB Draft: 05-1523/1 Appropriation for child support transfers



05-1523/1



05-1523/1dn

OK, I spoke too soon. DWD had a few suggestions, with which DOA is in agreement:

1. As for the language under s. 20.445 (3)(k), DWD notes that s. 49.22 of the statutes does not include a reference to the centralized receipt and disbursement (CR&D) unit, which is a major part of DWD's child support operations (and a significant part of the child support state ops budget). Since the Governor's intent is to permit DWD to use the revenues in (3)(k) budgeted for child support state ops as broadly as they are permitted to use GPR for child support ops, we'd like to modify the language in (3)(k) to reflect that DWD could use it for the CR&D unit costs.

I think language similar to what is in s. 20.445 (3)(a) would be sufficient; the phrase there is "...", for costs associated with receiving and disbursing support and support-related payments, including any contract costs, and for administering the program under s. 49.22 and all other purposes specified in s. 49.22." We do not want to include the last sentence under s. 20.445 (3)(a) in the modified s. 20.445 (3)(k).

2. DWD also noted the language in the LRB analysis that could be amended to be more clear:

Rather than specifying all the types of moneys in the support-collections trust fund (most of which would not be transferred or spent on the activities under s. 20.445 (3)(k)), or, in addition to specifying them, it would be clearer to note that a portion of support owed to current or former public-assistance recipients is "assigned" to the state, and it is the state share of these "assigned collections" that is used to fund expenditures from s. 20.445(3)(k).

Thanks,
-Erin

-----Original Message-----

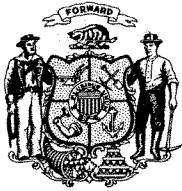
From: Fath, Erin
Sent: Monday, January 10, 2005 10:55 AM
To: Kahler, Pam
Subject: FW: LRB Draft: 05-1523/1 Appropriation for child support transfers

Pam, this draft looks fine. Thanks.

-----Original Message-----

From: Schlueter, Ron [mailto:Ron.Schlueter@legis.state.wi.us]
Sent: Monday, January 10, 2005 10:07 AM
To: Fath, Erin
Cc: Hanle, Bob; Hanaman, Cathlene; Haugen, Caroline; Merry-Mason, Monica
Subject: LRB Draft: 05-1523/1 Appropriation for child support transfers

Following is the PDF version of draft 05-1523/1.



State of Wisconsin
2005 - 2006 LEGISLATURE

LRB-1523/2

PJK:cjs:rs

stays

DOA:.....Fath, BB0370 - Appropriation for child support transfers

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

1/18

do not
you cut

1 AN ACT ~~relating to~~; relating to: the budget.

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

OTHER HEALTH AND HUMAN SERVICES

Under current law, general program operations for the program under which child support obligations are established, modified, and enforced may be paid from various appropriation accounts, including appropriation accounts containing federal moneys, general purpose revenue, and moneys from fees. This bill adds another appropriation account from which general program operations of the state's child support program may be paid: an appropriation account containing moneys transferred from the support collections trust fund, which contains child support paid by persons with child support obligations, delinquent child support collections, moneys received from DOR that were withheld from state income tax refunds owed to persons with delinquent child support obligations, and moneys received under judgments and orders in actions affecting the family.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

2 SECTION 1. 20.445 (3) (k) of the statutes is amended to read:

(END)

Eintrag 2-4

**2005-2006 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1523/2ins
PJK:cjs:rs

INSERT A

not assigned to the state by current or former public assistance recipients and
(END OF INSERT A)

INSERT 2-4

- 1 *not* costs associated with receiving and disbursing support and support-related
- 2 payments, including any contract costs, ~~and~~ for

(END OF INSERT 2-4)



State of Wisconsin
2005 - 2006 LEGISLATURE

LRB-1523/2 3

PJK:cjs:pg
stays
h m i n e r

DOA:.....Fath, BB0370 - Appropriation for child support transfers

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

D-note

do not
general

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(END)

Insert 2-8

under the work experience
program for noncustodial
parents under
s. 49.36

D - note

**2005-2006 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0474/3ins
PJK:jld:jf

INSERT 2-8

***NOTE: This is reconciled s. 20.445 (3) (k). This SECTION has been affected by drafts with the following LRB numbers: -0474 and -1523

(END OF INSERT 2-8)

*this is checked in to
LRB-0474*

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

1523
LRB-0474/3dn
PJK:jld:jf

Erin:

This draft reconciles LRB-0474 and LRB-1523 [with respect to s. 20.445 (3) (k)]. Both of these drafts should continue to appear in the compiled bill.

Pamela J. Kahler
Senior Legislative Attorney
Phone: (608) 266-2682
E-mail: pam.kahler@legis.state.wi.us

(this is checked into
LRB-0474)

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

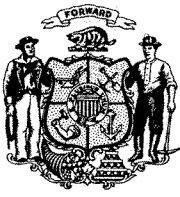
LRB-1523/3dn
PJK:jld:rs

January 26, 2005

Erin:

This draft reconciles LRB-0474 and LRB-1523 [with respect to s. 20.445 (3) (k)]. Both of these drafts should continue to appear in the compiled bill.

Pamela J. Kahler
Senior Legislative Attorney
Phone: (608) 266-2682
E-mail: pam.kahler@legis.state.wi.us



State of Wisconsin
2005 - 2006 LEGISLATURE

LRB-1523/3

PJK:cjs:rs

DOA:.....Fath, BB0370 - Appropriation for child support transfers
FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

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3 Works program under subch. III of ch. 49 and under the work experience program
4 for noncustodial parents under s. 49.36, to be distributed as child support incentive
5 payments as provided in s. 49.24, for costs associated with receiving and disbursing
6 support and support-related payments, including any contract costs, for
7 administering the program under s. 49.22 and all other purposes specified in s. 49.22,
8 and for the support of dependent children in accordance with applicable federal and
9 state statutes, federal regulations, and state rules.

***NOTE: This is reconciled s. 20.445 (3) (k). This SECTION has been affected by
drafts with the following LRB numbers: -0474 and -1523

10

(END)